

01-07-05

## ART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

JAN 05 2005

**Mail Stop ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
**(703) 746-4000**

or Fax

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590 10/21/2004

Ivor R. Elrifi, Ph.D.  
MINTZ, LEVIN, COHN, FERRIS  
GLOVSKY and POPEO, P.C.  
One Financial Center  
Boston, MA 02111

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

**Certificate of Mailing or Transmission**  
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

(Depositor's name)

(Signature)

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/044,564	01/11/2002	Luca Rastelli	21402-240	9486

TITLE OF INVENTION: PROTEINS AND NUCLEIC ACIDS ENCODING SAME

01/10/2005 SMINASS2 00000053 10044564

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	01 FC:2501	700.00 OP	DATE DUE
			02 PUBLICATION FEE	03 FEE TRANSMISSION	
nonprovisional	NO	\$1370	700	\$300	\$1670 1000 01/21/2005
EXAMINER		ART UNIT		CLASS- SUBCLASS	
WAX, ROBERT A		1653		424-155100	

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Ivor R. Elrifi, Ph.D.  
2. mintz, Levin, cohn, Ferris, GLOVSKY and POPEO,  
3. Naomi S. Biswas

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Curagen Corporation

New Haven, CT

Please check the appropriate assignee category or categories (will not be printed on the patent):  Individual  Corporation or other private group entity  Government

4a. The following fee(s) are enclosed:

- Issue Fee
- Publication Fee (No small entity discount permitted)
- Advance Order - # of Copies 10

4b. Payment of Fee(s):

- A check in the amount of the fee(s) is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-0311 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

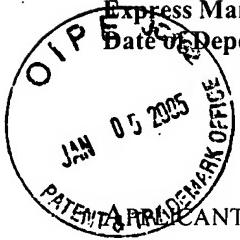
Date Jan 5 2005

Typed or printed name

Registration No. 48223

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



Express Mail Label No.: EV392126467US  
Date of Deposit: January 5, 2005

PATENT APPLICATION  
Attorney Docket No. 21402-240 (CURA-540)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT & TRADEMARK OFFICE  
APPLICANT: Rastelli et al  
SERIAL NO.: 10/044,564 EXAMINER: Robert A. Wax  
FILING DATE: January 11, 2002 ART UNIT: 1653  
FOR: PROTEINS AND NUCLEIC ACIDS ENCODING SAME

MAIL STOP ISSUE FEE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Transmitted herewith for filing in the present application are the following documents:

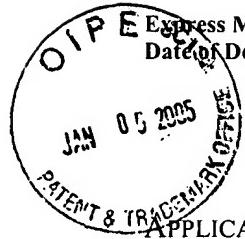
1. Response to Notice of Allowance and Issue Fee Due (1 pg.);
2. Copy of Issue Fee Transmittal/Form PTOL-85B (1 page)
3. Check for \$1,000.00 (#19868) to cover Issue Fee;
4. Check for \$30.00 (#19869) to cover 10 advanced soft copies of patent; and,
5. Return Postcard.

Although Applicant believes that no additional fees are due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 21402-240 (CURA-540). A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529  
Gregory J. Sieczkiewicz, Reg. No. 48,223  
Attorney/Agent for Applicants  
MINTZ, LEVIN, COHN, FERRIS  
GLOVSY and POPEO, P.C.  
One Financial Center  
Boston, MA 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241  
**Customer No. 30623**

Dated: January 5, 2005



Express Mail No. EV 392126467US  
Date of Deposit: January 5, 2005

Attorney Docket No. 21402-240(CURA-540)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Rastelli et al  
SERIAL NO.: 10/044,564 EXAMINER: Robert A. Wax  
FILING DATE: January 11, 2002 ART UNIT: 1653  
FOR: PROTEINS AND NUCLEIC ACIDS ENCODING SAME

**MS ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**RESPONSE TO NOTICE OF ALLOWANCE AND ISSUE FEE DUE**

The present paper is filed in response to the Notice of Allowance and Issue Fee Due, dated October 21, 2004.

A check (#19868 for \$1000.00) is enclosed herewith to cover the issue fee, and the advanced order of ten (10) copies (#19869 for \$30.00). A copy of Form PTOL-85B is also enclosed herewith.

The Commissioner is hereby authorized to charge any additional fees that may be due, or to credit any overpayment, to Account 50-0311, Ref. No. 21402-240 (CURA-540).

Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529  
Gregory J. Sieczkiewicz, Reg. No. 48,223  
Attorney/Agent for Applicants  
MINTZ, LEVIN, COHN, FERRIS  
GLOVSY and POPEO, P.C.  
One Financial Center  
Boston, MA 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

**Customer No. 30623**